

**UNITED STATES DISTRICT COURT**  
**DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

GREGORY ALLEN WATERS, II,

Defendant.

CASE NO.: 2:15-cr-00080-JCM-VCF

**ORDER**

Presently before the court is the matter of *United States of America v. Waters*, case no. 2:15-cr-00080-JCM-VCF. Gregory Allen Waters, II (“petitioner”) filed a motion to vacate, set aside, or correct sentence under 28 U.S.C. § 2255. (ECF No. 74). The court has examined the petition, which requests the court vacate his conviction and dismiss his indictment pursuant to the Supreme Court’s decision in *Rehaif v. United States*, 139 S. Ct. 2191 (2019). *Id.*

The court finds that further briefing is appropriate. The United States of America (“respondent”) shall file a response within twenty-one days from the date of this order. Thereafter, petitioner will have fourteen days to file a reply.

Accordingly,

IT IS HEREBY ORDERED that respondent shall file a response to petitioner’s motion to vacate, set aside, or correct sentence (ECF No. 74) no later than twenty-one (21) days from the date of this order. If respondent files a response, petitioner’s reply is due fourteen (14) days thereafter.

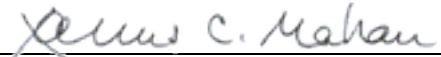
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1 The clerk is instructed to file this order in the instant matter and in the related civil case,  
2 no. 2:20-cv-01076-JCM.

3 DATED June 19, 2020.

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6 JAMES C. MAHAN  
7 UNITED STATES DISTRICT JUDGE  
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